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3 FAIR POLITICAL PRACTICES COMMISSION
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8 BEFORE THE FAIR POLITICAL PRACTICES COMMISSION
9 STATE OF CALIFORNIA
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|-----------------------|---|---------------------------|
| 12 In the Matter of |) | FPPC No. 03/006 |
| |) | |
| |) | |
| 13 GREGORY T. NELSON, |) | STIPULATION, DECISION and |
| |) | ORDER |
| |) | |
| 15 Respondent. |) | |
| |) | |
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18 Complainant Michael B. Salerno, Executive Director of the Fair Political Practices Commission,
19 and Respondent Gregory T. Nelson, hereby agree that this Stipulation will be submitted for
20 consideration by the Fair Political Practices Commission at its next regularly scheduled meeting.

21 The parties agree to enter into this Stipulation to resolve all factual and legal issues raised in this
22 matter, and to reach a final disposition without the necessity of holding an administrative hearing to
23 determine the liability of Respondent.

24 Respondent understands, and hereby knowingly and voluntarily waives, any and all procedural
25 rights set forth in sections 83115.5, 11503, and 11523 of the Government Code, and in sections 18361.1
26 through 18361.9 of Title 2 of the California Code of Regulations. This includes, but is not limited to,
27 the right to personally appear at any administrative hearing held in this matter, to be represented by an
28 attorney at Respondent's own expense, to confront and cross-examine all witnesses testifying at the

1 hearing, to subpoena witnesses to testify at the hearing, and to have an impartial administrative law
2 judge preside over the hearing as a hearing officer.

3 It is further stipulated and agreed that Respondent Gregory T. Nelson violated the Political
4 Reform Act by making a governmental decision in which he had a financial interest, in violation of
5 section 87100 of the Government Code (1 count), as described in Exhibit 1. Exhibit 1 is attached hereto
6 and incorporated by reference as though fully set forth herein. Exhibit 1 is a true and accurate summary
7 of the facts in this matter.

8 Respondent agrees to the issuance of the Decision and Order, which is attached hereto.
9 Respondent also agrees to the Commission imposing upon him an administrative penalty in the amount
10 of Three Thousand Five Hundred Dollars (\$3,500.00). A cashier's check from Respondent in said
11 amount, made payable to the "General Fund of the State of California," is submitted with this
12 Stipulation as full payment of the administrative penalty, and shall be held by the State of California
13 until the Commission issues its Decision and Order regarding this matter.

14 The parties agree that in the event the Commission refuses to accept this Stipulation, it shall
15 become null and void, and within fifteen (15) business days after the Commission meeting at which the
16 Stipulation is rejected, all payments tendered by Respondent in connection with this Stipulation shall be
17 reimbursed to Respondent. Respondent further stipulates and agrees that in the event the Commission
18 rejects the Stipulation, and a full evidentiary hearing before the Commission becomes necessary, neither
19 any member of the Commission, nor the Executive Director, shall be disqualified because of prior
20 consideration of this Stipulation.

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23 Dated: _____

Michael B. Salerno
Executive Director
Fair Political Practices Commission

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27 Dated: _____

Gregory T. Nelson, Respondent

Acknowledged And Approved As To Form:

CARTER, VANNUCCI & MOMSEN, LLP

Dated: _____

Jared G. Carter
Attorneys for Gregory T. Nelson

1 **DECISION AND ORDER**

2 The foregoing stipulation of the parties “In the Matter of Gregory T. Nelson, FPPC No. 03/006,”
3 including all attached exhibits, is hereby accepted as the final decision and order of the Fair Political
4 Practices Commission, effective upon execution below by the Chairman.

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6 IT IS SO ORDERED.

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8 Dated: _____

9 Ross Johnson, Chairman
10 Fair Political Practices Commission
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